

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Alan Rapacki et al.

Application No./Patent No.: 10/627,517 7,011,094 Filed/Issue Date: July 25, 2003 March 14, 2006

Titled: BRONCHIAL FLOW CONTROL DEVICES AND METHODS OF USE

PULMONX \_\_\_\_\_, a \_\_\_\_\_ Corporation  
 (Name of Assignee) (Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1.  the assignee of the entire right, title, and interest in;
2.  an assignee of less than the entire right, title, and interest in  
 (The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or
3.  the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)

the patent application/patent identified above, by virtue of either:

A.  An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

**OR**

B.  A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: RAPACKI, ALAN et al. To: EMPHASYS MEDICAL, INC.

The document was recorded in the United States Patent and Trademark Office at  
 Reel 014715, Frame 0488, or for which a copy thereof is attached.

2. From: EMPHASYS MEDICAL, INC. To: PULMONX

The document was recorded in the United States Patent and Trademark Office at  
 Reel 023065, Frame 0315, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
 Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

Additional documents in the chain of title are listed on a supplemental sheet (s).

As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

/James M. Heslin/

Signature

August 10, 2009

Date

James M. Heslin, Reg. No. 29,541  
Printed or Typed NameAttorney of Record  
Title